

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

Site Update Solutions LLC,  
Plaintiff

v.

Accor North America, Inc., et al.,  
Defendants

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§  
§  
§

Case No.2:10-cv-151

**JURY TRIAL DEMANDED**

**JOINT MOTION TO DISMISS DELI MANAGEMENT, INC. WITH PREJUDICE**

Plaintiff Site Update Solutions LLC (“SUS”) and Defendant Deli Management, Inc. (“Deli Management”), by and through their undersigned counsel, hereby move the Court to dismiss all causes of action asserted or which could have been asserted in this suit against Deli Management by SUS in the above identified action WITH PREJUDICE pursuant to Federal Rule of Civil Procedure 41.

The Parties further stipulate that each party shall be responsible for its own attorneys’ fees and costs.

Dated: January 19, 2011

Respectfully submitted,

By: /s/ J. Thad Heartfield

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**Attorneys for Plaintiff**  
**Site Update Solutions LLC**

**Attorneys for Defendant**  
**Deli Management Inc.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on January 19, 2011. Any other counsel of record will be served by first class U.S. mail.

/s/ Edward W. Goldstein  
Edward W. Goldstein